

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

NORFOLK COUNTY RETIREMENT SYSTEM,
individually and on behalf of all others similarly
situated,

Plaintiff,

v.

COMMUNITY HEALTH SYSTEMS, INC.,
WAYNE T. SMITH and W. LARRY CASH,

Defendants.

THIS DOCUMENT RELATES TO ALL
ACTIONS

CONSOLIDATED
CIVIL ACTION NO.: 11-cv-0433

CLASS ACTION

JUDGE ALETA A. TRAUGER
MAG. JUDGE JOE B. BROWN

JURY TRIAL DEMANDED

MOTION FOR A HEARING ON DEFENDANTS' MOTION TO DISMISS

Pursuant to Rule C.4 of the Court's individual Practice and Procedure Manual, Lead Plaintiff respectfully moves this Court for hearing on Defendants' motion to dismiss ("MTD") (Doc. No. 73). Given the voluminous and much supplemented briefing on the MTD, if the Court has any questions; oral argument may be beneficial. In addition, Lead Plaintiff has significant new information, gleaned from Defendants' own documents voluntarily produced in advance of the April 2015 mediation that, at a minimum, would support leave to amend.

Dated: June 4, 2015

**LOWEY DANNENBERG COHEN
& HART, P.C.**

/s/ Barbara J. Hart
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CERTIFICATE OF SERVICE

I hereby certify that on June 4, 2015, a copy of Lead Plaintiff's MOTION FOR A HEARING ON DEFENDANTS' MOTION TO DISMISS, was filed with the Clerk of the Court using the CM/ECF system, which will automatically serve a copy of same upon all counsel of record, as identified in the following chart:

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Dated: June 4, 2015

/s/ Scott V. Papp